

Leonard F. Joy
Executive Director

USDS SDNY

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DATE FILED:

8/18/08

August 13, 2008

Southern District of New York
John J. Byrnes
Attorney-in-Charge

VIA FACSIMILE

(212) 805-7901

Honorable Harold Baer

United States District Court

Southern District of New York

500 Pearl Street

New York, New York 10007

RECEIVED
AUG 13 2008
U.S. DISTRICT JUDGE
S.D.N.Y.

Re: United States v. Johnny Rivera
08 Cr. 78 (HB)

The Hon. Judge Baer:

As counsel of record for Johnny Rivera I am writing to request an adjournment of sentencing scheduled for September 4, 2008. The government, through Assistant United States Attorney Todd Blanche, consents to this request for an adjournment.

I make this request for an adjournment as we need more time to review Mr. Rivera's paperwork. Additionally, Mr. Rivera's brother, who is in the United States Army, would like to attend sentencing and must give advanced notice to the supervising officers on his Army base. For both of the above reasons, we request an adjournment of sentencing to a date after October 6, 2008.

To that end, we request that the time between today and the next court date be excluded under the Speedy Trial Act, pursuant to Title 18, United States Code, section 3161(h)(8)(A). Excluding time will best serve the ends of justice and outweigh the best interests of the public and the defendant in a speedy trial, because it will allow the defense to review discovery and determine what motions, if any, are necessary. Thank you.

Sincerely,

Sabrina P. Shroff

Assistant Federal Defender

(212) 417-8713

CC: Assistant United States Attorney Todd Blanche (via email)

SO ORDERED
8/18/08

Harold Baer, Jr., U.S.D.J.
Date: 8/18/08

TOTAL P.002